

CHARGE: 402(a)(3)—contained insects while held for sale.

DISPOSITION: 9-11-62. Default—denatured for use as animal feed and delivered to a charitable institution.

28622. Cereal meal. (F.D.C. No. 47936. S. No. 63-890 T.)

QUANTITY: 10 cases, 10 10-lb. bags each, at Atlanta, Ga.

SHIPPED: 5-1-62, from Jersey City, N.J.

LIBELED: 8-7-62, N. Dist. Ga.

CHARGE: 402(a)(3)—contained insects, insect larvae, and insect pupae while held for sale.

DISPOSITION: 9-13-62. Default—destruction.

28623. Doughnut mix. (F.D.C. No. 46786. S. No. 6-615 T.)

QUANTITY: 3 100-lb. bags, at Springfield, Mass., in possession of O. K. Bakers Supply Co.

SHIPPED: Between 5-1-61 and 5-31-61, from Evansville, Ind.

LIBELED: 12-15-61, Dist. Mass.

CHARGE: 402(a)(4)—while held for sale, the article was held under insanitary conditions.

DISPOSITION: 1-29-62. Default—article ordered destroyed or delivered to a public or charitable institution for use as animal feed.

28624. Oatmeal and flour. (F.D.C. No. 48004. S. Nos. 83-581/2 T.)

QUANTITY: 42 cases, 12 2-lb. 10-oz. pkgs. each, of oats; and 49 bales, 2 25-lb. bags each, of flour, at Conway, Ark., in possession of Hiegel Wholesale Grocery Co.

SHIPPED: Between 1-6-62 and 5-14-62, from St. Joseph, Mo., and Kansas City, Mo.

LIBELED: 8-27-62, E. Dist. Ark.

CHARGE: 402(a)(3)—the oats contained insects and the flour contained insects, insect larvae, and insect cast skins; and 402(a)(4)—the articles were held under insanitary conditions.

DISPOSITION: 9-18-62. Default—delivered to a charitable organization for use as animal feed.

28625. Rolled oats and macaroni. (F.D.C. No. 47329. S. Nos. 27-036/7 T, 27-039/40 T, 27-043/4 T.)

INFORMATION FILED: 8-9-62, Dist. Nebr., against Wholesale Grocers, Inc., Omaha, Nebr., and George E. Cramer, plant manager.

ALLEGED VIOLATIONS: Between 5-26-61 and 10-11-61, while quantities of rolled oats and macaroni were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building accessible to insects and caused the articles to be exposed to contamination by insects, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 12-18-62. Corporation—\$1,200 fine, probation for 2 years and suspended fine of \$4,000; individual—\$100 fine and probation for 1 year.